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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

JOSEPH FABOZZI, on behalf of himself and  
those similarly situated,

Plaintiff,

vs.

STUBHUB, INC.,

Defendant.

Case No. 11-cv-6387 (MMC)

**JOINT STIPULATION TO EXTEND  
PLAINTIFF'S TIME TO FILE  
OPPOSITION TO DEFENDANT'S  
MOTION TO DISMISS AND TO  
EXTEND DEFENDANT'S TIME TO  
FILE REPLY TO PLAINTIFF'S  
OPPOSITION AND ~~[PROPOSED]~~  
ORDER**

Current Date: May, 11, 2012  
Time: 9:00 am  
Courtroom: 7 – 19<sup>th</sup> Floor  
Judge: Hon. Maxine M. Chesney

JOINT STIPULATION AND ~~[PROPOSED]~~  
ORDER ADJOURNING TIME TO FILE OPPOSITION  
AND REPLY TO DEFENDANT'S MOTION TO DISMISS

11-cv-6387 (MMC)

1 WHEREAS, on December 16, 2011, the Plaintiff filed a Class Action Complaint; and

2 WHEREAS, on January 9, 2011, the Plaintiff and the Defendant entered into a Stipulated  
3 Request to Extend Defendant's Time to Respond to Plaintiff's Class Action Complaint whereby  
4 the Parties agreed that the Defendant's deadline to file its answer or a motion to dismiss the  
5 Class Action Complaint would be February 17, 2012, the Plaintiff's opposition to the  
6 Defendant's Motion to dismiss would be due on March 9, 2012 and the Defendant's reply to any  
7 opposition would be due on March 16, 2012 and the hearing on the Defendant's motion would  
8 be on May 11, 2012; and  
9  
10

11 WHEREAS, on January 26, 2012, Your Honor issued an Order to Show Cause Why the  
12 Complaint Should Not be Dismissed for Lack of Subject Matter Jurisdiction, and the Plaintiff  
13 and the Defendant submitted briefing on that issue on February 10, 2012 and February 17, 2012,  
14 respectively; and  
15

16 WHEREAS, on February 17, 2012, the Defendant filed its Motion to Dismiss Plaintiff's  
17 Class Action Complaint.

18 1. The Plaintiff requests that the deadline for him to file an opposition to the  
19 Defendant's motion to dismiss be adjourned from March 9, 2012 until March 23, 2012. The  
20 Defendant stipulates to this request.  
21

22 2. The Defendant requests that the deadline for them to file a reply to the Plaintiff's  
23 opposition to the Defendant's motion to dismiss be adjourned from March 16, 2012 until March  
24 30, 2012. The Plaintiff stipulates to this request.

25 Counsel for Plaintiff attests under penalty of perjury that counsel for Defendant concurs  
26 in the filing of this stipulated request.  
27  
28

JOINT STIPULATION AND [PROPOSED]  
ORDER ADJOURNING TIME TO FILE OPPOSITION  
AND REPLY TO DEFENDANT'S MOTION TO DISMISS

1 DATED: March 8, 2012

2  
3 By: s/ Randall S. Newman  
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*Attorneys for Defendant,*  
*StubHub, Inc.*

19 **[PROPOSED] ORDER**

20 Pursuant to stipulation, IT IS SO ORDERED.

21 Dated: March 8, 2012

22   
23 Honorable Maxine M. Chesney  
24 United States District Court Judge  
25 Northern District of California

26  
27  
28  
JOINT STIPULATION AND [PROPOSED]  
ORDER ADJOURNING TIME TO FILE OPPOSITION  
AND REPLY TO DEFENDANT'S MOTION TO DISMISS